B/3722

**PATENT** 

INVITED STATES PATENT AND TRADEMARK OFFICE

APPLICA	NT: Jeffrey D. Marsh	GROUP:	3722						
SERIAL N	O.: 10/017,185	EXAMINER:	Mark T. Henderson						
FILED:	December 7, 2001	DOCKET NO.	: MARJ 8158US						
FOR: PERFECT BOUND BOOK HAVING A DOUBLE LAMINATED COVER									

St. Louis, Missouri February 23, 2005

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO §1.97 AND § 1.98

Sir:

The information, patents and/or literature references listed on the attached form PTO-1449, copies of which are enclosed, are being submitted in accordance with 37 CFR § 1.97 that each new item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent in a counterpart foreign application not more than three (3) months prior to the filing of this Information disclosure statement.

Specifically, the corresponding PCT Application PCT/USO2/36610 has an International Filing Date of 14 November 2002. On August 12, 2003, an International Search Report was received in the above-said PCT application, and on September 9, 2003 the prior art cited in the Search Report was submitted to the PTO in a Supplemental Information Disclosure Statement. In the PCT Application, a Written Opinion (copy enclosed) was mailed on February 10, 2005 and received on February 17, 2005. The prior art relied on in the Written Opinion is entirely different from the prior art cited in the International Search Report, mailed August 12, 2003.

Upon reviewing the prior art listed in the above-noted Written Opinion, three (3) references were cited, namely French Patent 2,331,852 (Brachot), U.S. Patent Application No. 2001/0041114 (Melcher), and U.S. Patent 6,142,721 issued to the present Applicant,

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, February 23, 2005.

William B. Cynningham, Jr., Reg. No. 26,155

February 23, 2005

Date of Signature

Mr. Marsh. Both the Melcher published application and the Marsh patent are of record and were considered during the prosecution of this application. A copy of French Patent 2,331,852 (Brachot) is enclosed.

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Brachot (FR 2,331,852) is not considered to be as pertinent to the claims in the instant application as certain other prior art already of record and is therefore merely cumulative to information already of record, within the meaning of 37 CFR § 1.56 (b). For example, U.S. Patent 6,666,641 to Weers discloses a laminated book cover having plastic laminations 10 on both the inner and outer face of cover 11.

It is noted that the Issue Fee in the present case was mailed to the PTO on January 18, 2005. In accordance with 37 CFR §1.97(d), because the Issue Fee has been paid, this Supplemental Information Disclosure Statement will not be considered. However, Application wishes to make the Brachot reference and the February 10, 2005 Written Opinion of record.

Because this Supplemental Information Disclosure Statement is not in accord with 37 CFR §1.97, it is not believed that a fee is due. However, if it is determined that, in fact, a fee is due, the Commissioner is hereby authorized to charge any additional fees or credit overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account 162201. *Duplicate copies of this sheet are enclosed*.

Respectfully submitted.

William B. Cunningham, Jr.

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE	ATTY. DOCKET SERIAL NO.: NO.: MARJ 8158US 10/017,185			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	APPLICANT: Jeffrey D. Marsh			
(Use several sheets if necessary)	Filing Date:	Group: 3722		

## **U.S. PATENT DOCUMENTS**

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## **FOREIGN PATENT DOCUMENTS**

Examiner										Transla	Translation		
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	PCT Written Opinion in PCT/US02/36610, mailed February 10, 2005

EXAMINER	DATE CONSIDERED	
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449)